



Dkt. 0687/74768-AA/JPW/GJG/MJP

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants : Michael Wayne Graham and Robert Norman Rice  
Serial No. : 10/759,841                      Examiner : Whiteman, Brian A.  
Filed : January 15, 2004              Art Unit : 1635  
For : SYNTHETIC GENES AND GENETIC CONSTRUCTS

30 Rockefeller Plaza  
20<sup>th</sup> Floor  
New York, New York 10112  
July 22, 2009

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**PETITION FOR THREE-MONTH EXTENSION OF TIME**

This Petition is submitted to extend the period for replying to the Final Office Action issued January 22, 2009 by the United States Patent and Trademark Office in connection with the above-identified application. A response to the January 22, 2009 Final Office Action was initially due April 22, 2009. Applicants hereby petition under 37 C.F.R. §1.136(a) for a three-month extension of time. The fee for a three-month extension of time under 37 C.F.R. §1.17(a)(3) is ONE THOUSAND ONE-HUNDRED AND TEN DOLLARS (\$1,110.00) and a check for this amount is enclosed. With a three-month extension of time, a response to the January 22, 2009 Final Office Action is due June 22, 2009. Accordingly, this Petition is being timely filed.

07/24/2009 HVUONG1 00000033 10759841

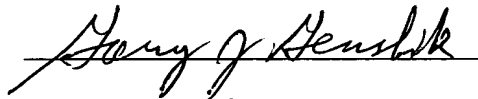
02 FC:1253

1110.00 OP

Applicants : Michael Wayne Graham and Robert Norman Rice  
Serial No. : 10/759,841  
Filed : January 15, 2004  
Page 2 of 2 of July 22, 2009 Petition for a Three-Month Extension  
of Time

No fee, other than the enclosed fee of \$1,110.00, is deemed necessary in connection with the filing of this Notice. However, if any other fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.


Respectfully submitted,



John P. White  
Registration No. 28,678  
Gary J. Gershik  
Registration No. 39,992  
Attorneys for Applicants  
Cooper & Dunham LLP  
30 Rockefeller Plaza  
20<sup>th</sup> Floor  
New York, New York 10112  
(212) 278-0400

I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to:

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

 7/22/09  
Gary J. Gershik Date  
Reg. No. 39,992